

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

JOE LESTER, JR.,

Plaintiff,

v.

COMMISSIONER OF SOCIAL SECURITY,

Defendant.

CASE NO. 3:19-cv-06092-BAT

ORDER

Based on the stipulation between the parties (Dkt. 18) it is hereby **ORDERED** that the above-captioned case be **reversed and remanded** for further administrative proceedings including a de novo hearing pursuant to sentence four of 42 U.S.C. § 405(g). The administrative law judge (ALJ) will issue a new decision after a de novo review. Upon remand, the Appeals Council will instruct the ALJ to:

- offer Plaintiff the opportunity to submit additional evidence and arguments;
- further evaluate the opinion evidence as a whole and address it, as well as, any additional evidence submitted;
- further evaluate Plaintiff's maximum residual functional capacity;
- if warranted by the expanded record, seek supplemental vocational expert evidence on whether Plaintiff can perform any work with his assessed limitations;

1 and

- 2 • if a fully favorable decision cannot be granted on the record, give Plaintiff an
3 opportunity for a new hearing.

4 The parties agree that reasonable attorney fees will be awarded under the Equal Access to
5 Justice Act, 28 U.S.C. § 2412, upon proper request to the Court.

6 DATED this 6th day of May, 2020.

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9 BRIAN A. TSUCHIDA
Chief United States Magistrate Judge